

1 JOSEPH P. RUSSONIELLO (CSBN 44332)  
United States Attorney

2 BRIAN STRETCH (CABN 163973)  
3 Chief, Criminal Division

4 DENISE MARIE BARTON (MABN 634052)  
5 Assistant United States Attorney

6 450 Golden Gate Avenue, Box 36055  
7 San Francisco, California 94102  
Telephone: (415) 436-7359  
Facsimile: (415) 436-7234  
denise.barton@usdoj.gov

8 Attorneys for Plaintiff

10  
11 UNITED STATES DISTRICT COURT  
12 NORTHERN DISTRICT OF CALIFORNIA  
13 SAN FRANCISCO DIVISION

14 UNITED STATES OF AMERICA, ) CR No. 07-678 JSW  
15 Plaintiff, )  
16 v. ) STIPULATION AND [PROPOSED] ORDER  
17 GLENIO JESUA FERREIRA SILVA, ) EXCLUDING TIME  
18 Defendant. )  
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20 On October 26, 2007, the parties in this case appeared before the Court and stipulated  
21 that time should be excluded from the Speedy Trial Act calculations from October 26, 2007 to  
22 November 1, 2007. The parties represented that granting the continuance was necessary for

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STIPULATION AND [PROPOSED] ORDER EXCLUDING TIME- CR 07-678 JSW

1 effective preparation of counsel, taking into account the exercise of due diligence. See 18  
2 U.S.C. § 3161(h)(8)(B)(iv).

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4  
5 SO STIPULATED:

6 JOSEPH P. RUSSONIELLO  
7 United States Attorney

8 DATED: April 4, 2008

9 /s/  
10 DENISE MARIE BARTON  
11 Assistant United States Attorney

12 DATED: April 4, 2008

13 /s/  
14 STEVEN GRUEL  
15 Attorney for GLENIO SILVA

16 As the Court found on October 26, 2007, and for the reasons stated above, the Court finds  
17 that the ends of justice served by the continuance outweigh the best interests of the public and  
18 the defendant in a speedy trial and that time should be excluded from the Speedy Trial Act  
19 calculations from October 26, 2007 to November 1, 2007 for effective preparation of counsel.  
20 See 18 U.S.C. §3161 (h)(8)(A). The failure to grant the requested continuance would deny  
21 counsel reasonable time necessary for effective preparation, taking into account the exercise of  
22 due diligence, and would result in a miscarriage of justice. See 18 U.S.C. §3161(h)(8)(B)(iv).

23 SO ORDERED.

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25 DATED: \_\_\_\_\_

26 Honorable Edward M. Chen  
27 United States Magistrate Court Judge